



DANIS INDUSTRIES CORPORATION

**Steve Stanley**

Director, Corporate Development

February 1, 1988

Ms. Ruth Mancos  
Document Control Officer  
U.S. EPA - REGION 5-HE-12  
230 South Dearborn Street  
Chicago, IL 60604

**RE: SANITARY LANDFILL COMPANY**  
**1855 Cardington Road**  
**Moraine, Ohio**

Dear Ms. Mancos:

Enclosed is additional data in response to the U.S. EPA request for information dated April 20, 1987. The identification of the Attachment is consistent with letters to U.S. EPA from Miles Schmidt (May 22, 1987 and June 22, 1987) and me (August 26, 1987; September 1, 1987; and January 18, 1988). Enclosed is Attachment X as follows:

- X March 27, 1979 letter from Moraine Materials Company to Industrial Waste Disposal Company concerning the extension of landfill operations over the western property boundary of the landfill site.

As your records will show, Attachments A-W were forwarded earlier.

Should additional data be discovered, copies will be forwarded.

Sincerely,

**Steve Stanley**  
Director, Corporate Development

SS/bj

c: C. Miles Schmidt, Jr., Danis  
Ken Tindall, U.S. EPA



**MORaine MATerIALS CO.**  
2500 EAST RIVER ROAD • DAYTON, OHIO 45439 • 513/298-4371

March 27, 1979

Industrial Waste Disposal Company, Inc.  
3975 Wagner Ford Road  
Dayton, Ohio 45414

Gentlemen:

We are writing on behalf of Moraine Materials Company with respect to your fill operations carried on in the City of Moraine adjacent to Moraine Materials Company's property located off of Cardington Road, to advise you that certain adjustments will be necessary to compensate Moraine for losses caused by your company's infringement over the boundary line on to property owned by Moraine Materials Company. We have had our engineer complete a study of the area and am enclosing copies of his work product for your information.

First, as you can see, your operations infringed over into Moraine property during 1978 over an area totalling approximately 1.075 acres as can be seen from Mr. Toedtman's drawing of the boundary area. Our engineer calculates that from this area you have removed approximately 6,524 cubic yards of materials. Naturally we must be compensated for the loss of this material at its fair market value.

In addition, the result of your infringement is to reduce in the future Moraine Materials' use of materials in that area due to the governmental requirement of maintenance of a 3:1 slope at the boundaries of our excavation and also due to possible contamination of materials on our adjacent land due to the landfill material itself. In addition we have the permanent loss of any materials under the infringed area which has now been covered with landfill material.

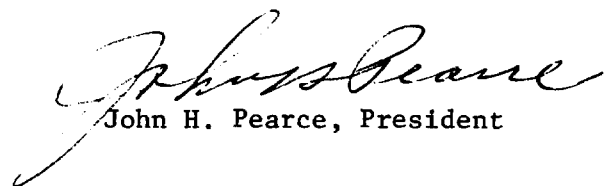
Finally, your operations have to some extent infringed the common boundary with Calvary Cemetery and in order to avoid subsequent liability being asserted against Moraine for such infringement, we need acknowledgement by the interested parties as to this area of infringement so as to place responsibility on the proper party.

We would appreciate your representatives contacting the undersigned so as to get together to work out the above matters.

Thank you for your cooperation.

Very truly yours,

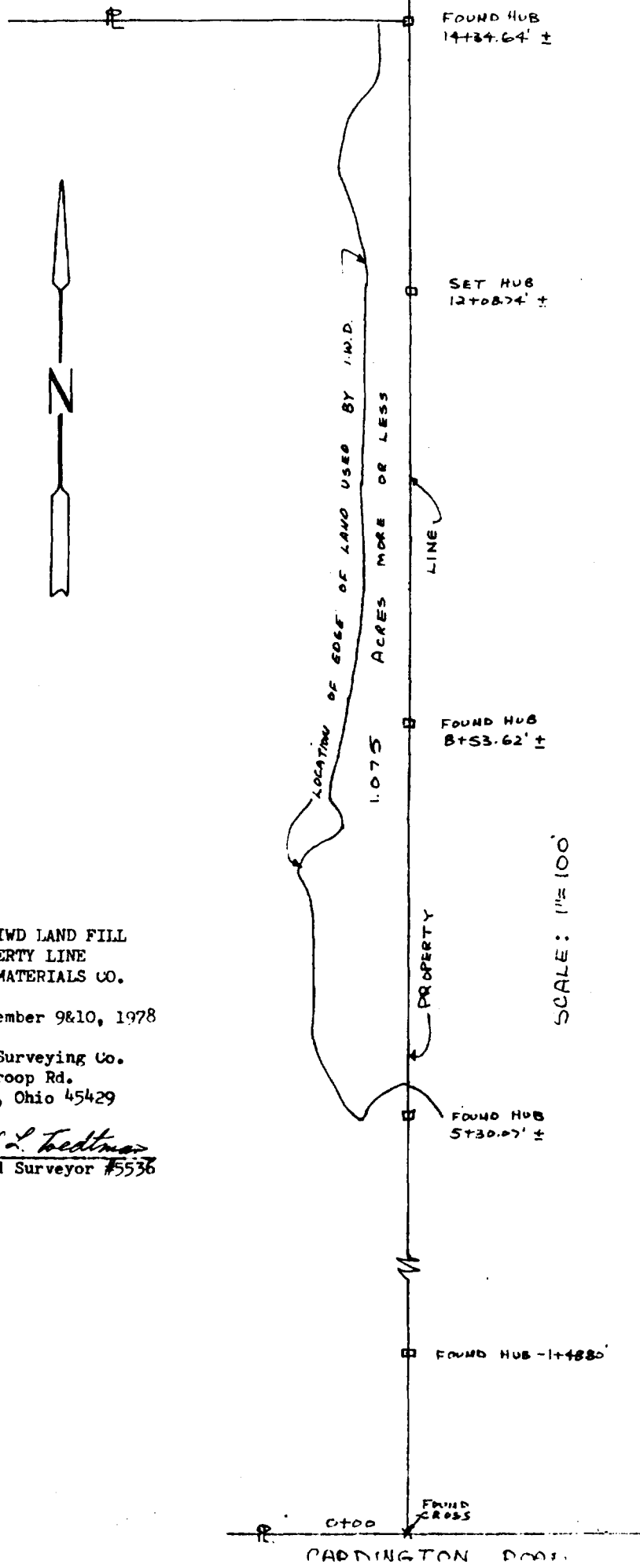
Moraine Materials Company

A handwritten signature in cursive script, reading "John H. Pearce".

John H. Pearce, President

encl/cs

# CAVALRY CEMETERY

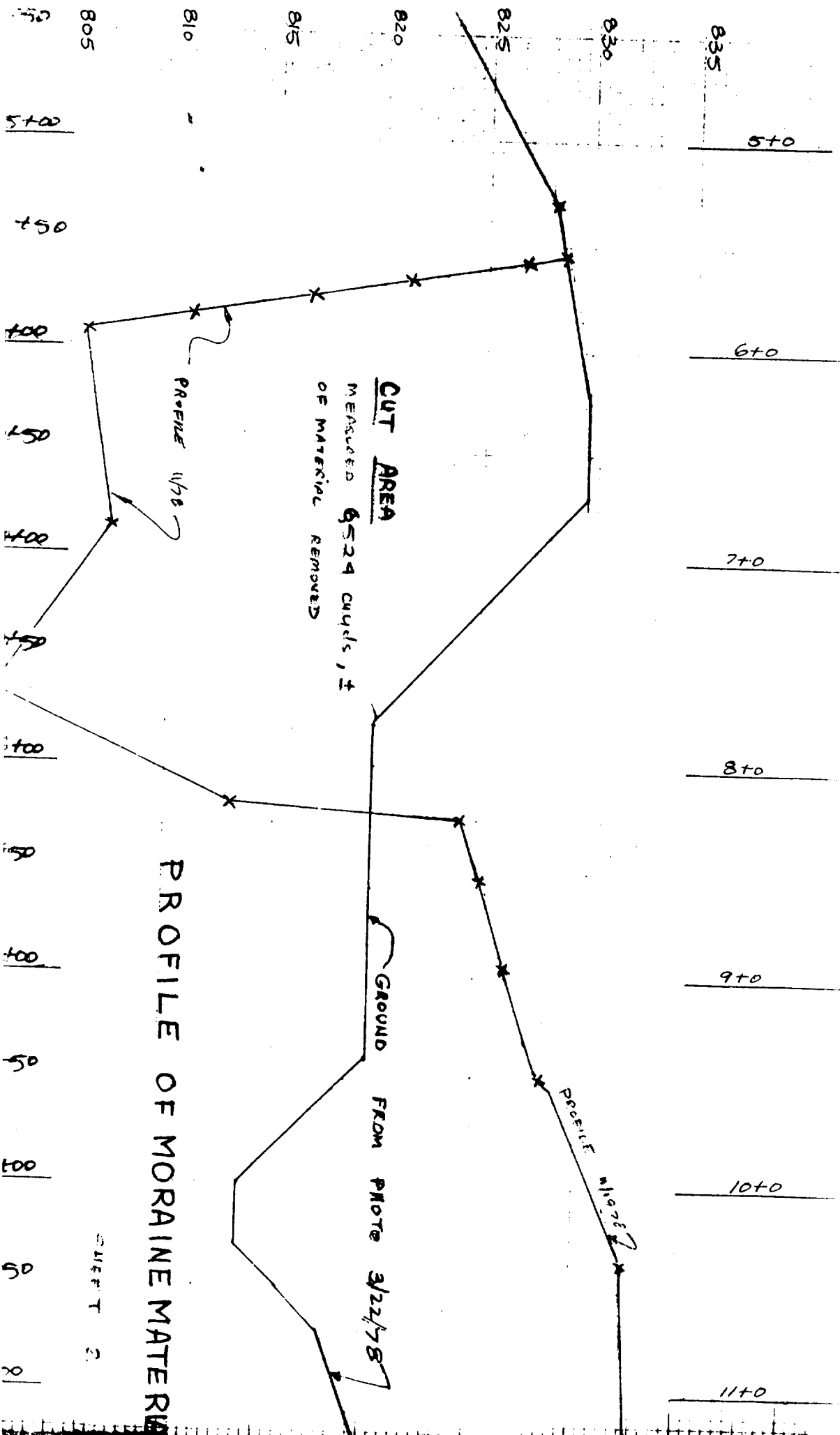


LOCATION OF IWD LAND FILL  
WEST OF PROPERTY LINE  
FOR MORaine MATERIALS CO.

Surveyed November 9&10, 1978

by: Toedtman Surveying Co.  
505 E. Stroop Rd.  
Kettering, Ohio 45429  
298-3931

*Donald L. Toedtman*  
Registered Surveyor #5536



PROFILE OF MORaine MATERIAL



Danis Industries Corporation  
2 Riverplace - Suite 400  
P.O. Box 1510  
Dayton, Ohio 45401



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